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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION**

Assistant Commissioner for Patents
Washington, DC 20231

JC698 U.S. PTO

Atty. Dkt. 1577-164

Sir:

11/07/01

Date: November 7, 2001

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:
EXPANDABLE FOAM-LIKE BIOMATERIALS AND METHODS

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

- ☐ Newly executed Declaration, ☐ Copy of Declaration from prior application, ☒ Abstract
21 pages of specification and claims (including 40 numbered claims), and
0 sheets of accompanying drawing/s.
☐ Record the attached assignment and return to the undersigned.
☐ Attached is a Power of Attorney.
☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
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- ☐ , respectively, the entire content of which is hereby incorporated by reference in this application..
☐ Certified copy(ies) filed on _____ in prior application no. _____ filed _____
☒ Please amend the specification by inserting the following paragraph before the first line: --This application claims the benefit of Provisional Application No. 60/246,063, filed November 7, 2000, the entire content of which is hereby incorporated by reference in this application.--

Petition filed in prior application to extend its life to insure co-pendency.

The prior application is assigned to _____

It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.

Applicant claims "small entity" status. ☐ "Small entity" statement attached.

Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:

Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☐ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting Inventor(s) named in prior application; ☐ Other:

- | | | | | | |
|----|-------------------|---|------------|------------------|----------------------|
| 1. | Inventor: | K.
(first) | Umit
MI | YUKSEL
(last) | USA
(citizenship) |
| | Residence: (city) | Kennesaw (state/country) Georgia | | | |
| | Mailing Address: | 4308 Edgewater Drive, Kennesaw, Georgia | | | |
| | (Zip Code) | 30144 | | | |
| 2. | Inventor: | Ana
(first) | T.
MI | BIRD
(last) | USA
(citizenship) |
| | Residence: (city) | Achworth (state/country) Georgia | | | |
| | Mailing Address: | 4839 Lake Park Lane, Achworth, Georgia | | | |
| | (Zip Code) | 30101 | | | |
| 3. | Inventor: | Kirby
(first) | S.
MI | BLACK
(last) | USA
(citizenship) |
| | Residence: (city) | Achworth (state/country) Georgia | | | |
| | Mailing Address: | 1371 Peppergrass Trail, Achworth, Georgia | | | |
| | (Zip Code) | 30101 | | | |

☐ See attached sheet(s) for additional inventor(s) information!!

Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8th Floor, Arlington, VA 22201.

1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
BHD:fmh

NIXON & VANDERHYE P.C.

By Atty: Bryan H. Davidson, Reg. No. 30,251

Signature: _____

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